IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 26TH OCTOBER 2007 / 4TH KARTHIKA 1929

WP(C).No. 29382 of 2007(W)

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[CRIME NO.130/06 OF KOTTAYAM WEST POLICE STATION]

PETITIONER:

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AVIRAH JOSEPH, AGED 78 YEARS,
S/O.AVIRAH, THENGAPARAMBIL, CHANTHAKKADAVU,
M.L.ROAD, KOTTAYAM.

BY ADV. SRI.R.REJI
SRI.B.BIPIN

RESPONDENTS:

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1. THE SUB INSPECTOR OF POLICE,
KOTTAYAM WEST POLICE STATION.

2. V.J.VARGHESE, VALAYAM THADATHIL,
MADAPPALLY, CHANGANASSERY.

3. P.J.JOSEPH, PARASSERIL, ATHIRAMPUZHA,
KOTTAYAM.

BY GOVERNMENT PLEADER SRI.JAI GEORGE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**APPENDIX IN WPC NO.29382/2007**

PETITIONER'S EXHIBITS:

EXT.P1:- TRUE COPY OF THE PRIVATE COMPLAINT FILED BY THE PETITIONER VIDE CMP NO.1900/2006 OF J.F.C.M-III, KOTTAYAM DATED 8/3/2006.

EXT.P2:- TRUE COPY OF THE F.I.R.NO.130/2006 DATED 18/3/2006 OF KOTTAYAM WEST POLICE STATION.

EXT.P3:- TRUE COPY OF THE LAWYER NOTICE DATED 12/10/2006.

EXT.P4:- TRUE COPY OF THE PRIVATE COMPLAINT IN S.T.NO.51/2007 DATED 8/11/2006 BEFORE THE J.F.C.M, CHANGANASSERY.

[ TRUE COPY ]

**R.BASANT, J.**

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W.P.C.No.29382 of 2007

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Dated this the 26th day of October 2007

**J U D G M E N T**

The learned Public Prosecutor, after taking instructions submits that it is not correct to say that a proper investigation has not been conducted into crime No.130/06 of Kottayam West police station. Investigation has been completed. Final report has been filed. Accused 1 and 2 i.e. respondents 2 and 3 have been arrayed as accused and the final report has already been filed before the learned Magistrate.

2. I accept the submissions of the learned Public Prosecutor. In the wake of the submissions of the learned Public Prosecutor, no further directions are necessary in this writ petition.

3. This writ petition is accordingly dismissed in the light of the subsequent developments, as agreed by the learned counsel for the petitioner.

**(R.BASANT, JUDGE)**

jsr // True Copy// PA to Judge

**R.BASANT, J.**

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007